

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

**TOBY WAYNE MATT
DOC # 326482**

v.

KEITH DEVILLE

*** CIVIL ACTION NO. 2:15-cv-2616**

*** JUDGE MINALDI**

*** MAGISTRATE JUDGE KAY**

JUDGMENT

For the reasons stated in the Report and Recommendation (Rec. Doc. 5) of the Magistrate Judge previously filed herein, after an independent review of the record, a *de novo* determination of the issues, consideration of Matt's Objections (Rec. Doc. 6), and having determined that the findings are correct under applicable law,

IT IS ORDERED that the petition for writ of habeas corpus is **DENIED** and **DISMISSED WITH PREJUDICE** because Matt's claims are barred by the one-year limitation period codified at 28 U.S.C. § 2244(d)(1)(A).

Lake Charles, Louisiana, this 7 day of July, 2016.


PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE